

issue an additional series of bonds in order to continue acquisition and development of new parks.

To Committee on Parks and Wildlife.

By Senator Hall:

S. C. R. No. 56, Granting Glyn Swindell permission to sue the State of Texas.

To Committee on Jurisprudence.

(President in Chair.)

#### Bills and Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bills and resolutions:

S. C. R. No. 30.

S. C. R. No. 37.

S. C. R. No. 38.

S. C. R. No. 39.

S. C. R. No. 40.

S. B. No. 23.

S. B. No. 24.

S. B. No. 65.

S. B. No. 188.

S. B. No. 180.

#### Memorial Resolutions

S. R. No. 696—By Senator Herring: Memorial resolution for Mrs. Margaret Montgomery Quinn (Amended).

S. R. No. 699—By Senator Snelson: Memorial resolution for J. P. "Bub" Gibbins.

#### Welcome and Congratulatory Resolutions

S. C. R. No. 57—By Senator Brooks: Extending commendations to fire-fighting men of Engine Company Number 41, Houston.

S. R. No. 694—By Senator Hall: Extending welcome to Jerry Smith, et al.

S. R. No. 695—By Senator Sherman: Extending commendation to Gary Hedgecoke and Jack Hall.

S. R. No. 697—By Senators Hall and Christie: Extending commenda-

tion to Mrs. Betty Mischen, "Teacher of The Year." (Amended).

S. R. No. 698—By Senator Brooks: Extending congratulations to Mrs. Vivian R. Bowser (Amended).

S. R. No. 700—By Senators Bernal and Kothmann: Extending welcome to teacher and students, Senior Class, Edison High School, San Antonio.

S. R. No. 701—By Senator Wallace: Extending commendation to Cypress-Fairbanks High School, State 4-A Basketball Championship.

S. R. No. 702—By Senator Herring: Extending welcome to teachers and students, sixth grade, Odom Elementary School.

S. R. No. 703—By Senator Mauzy: Extending welcome to Mrs. Blanche Richard.

#### Adjournment

On motion of Senator Aikin the Senate at 12:45 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

#### APPENDIX

##### Sent to Governor

March 15, 1971

S. C. R. No. 30.

S. C. R. No. 37.

S. C. R. No. 38.

S. C. R. No. 39.

S. C. R. No. 40.

S. B. No. 23.

S. B. No. 24.

S. B. No. 65.

S. B. No. 188.

S. B. No. 180.

#### THIRTY-SEVENTH DAY

(Tuesday, March 16, 1971)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Jordan
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Blanchard	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Grover	Sherman
Hall	Snelson
Harrington	Wallace
Harris	Watson
Herring	Wilson
Hightower	Word

Absent—Excused

Bridges	Kennard
Creighton	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Leaves of Absence

Senator Creighton was granted leave of absence for today on account of important business on motion of Senator Blanchard.

Senator Kennard was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Bridges was granted leave of absence for today on account of illness on motion of Senator Aikin.

(Senator Harrington in Chair.)

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
March 16, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 182, A bill to be entitled "An Act relating to the regulation of the movement and operation of cer-

tain oversize, overweight or overlength commodities and equipment on public roads other than state highways in an incorporated municipality; amending Section 2, Chapter 42, Acts of the 41st Legislature, 2nd Called Session, 1929, as amended (Article 827a, Vernon's Texas Penal Code); and declaring an emergency."

H. B. No. 225, A bill to be entitled "An Act relating to municipal pension systems in certain cities in the state; amending Chapter 358, Acts of the 48th Legislature, Regular Session, 1943, as amended (Article 6243g, Vernon's Texas Civil Statutes; providing an effective date; providing for severability; and declaring an emergency."

H. B. No. 347, A bill to be entitled "An Act changing the name of the Harris County Houston Ship Channel Navigation District of Harris County, Texas, to the Port of Houston Authority of Harris County, Texas; changing the name of its board of navigation and canal commissioners to the port commission and changing the title of the members thereof to the port commissioners; changing the title of the general manager to executive director; amending Chapter 117, Acts of the 55th Legislature, Regular Session, 1957, as amended, by adding a Section 5A; and declaring an emergency."

H. B. No. 348, A bill to be entitled "An Act authorizing the Harris County Houston Ship Channel Navigation District of Harris County, Texas, to provide for the prevention, detection, control, and fighting of fires and explosions on and adjacent to waterways, channels and turning basins within its jurisdiction; to promulgate and enforce ordinances, rules, and regulations therefor; providing that such functions may be exercised both within and without corporate boundaries; authorizing the District to acquire, purchase, construct, enlarge, extend, repair, maintain, operate, or develop traffic control facilities for the District; amending Chapter 117, Acts of the 55th Legislature, Regular Session, 1957, as amended; making legislative findings; and declaring an emergency."

H. B. No. 356, A bill to be entitled "An Act providing for the compensation to District Attorneys in certain counties, prohibiting their engaging in the private practice of law; and declaring an emergency."

H. B. No. 386, A bill to be entitled "An Act relating to the salary of the criminal district attorney of Hidalgo County; amending Section 2, Chapter 89, Acts of the 56th Legislature, Regular Session, 1959; and declaring an emergency."

S. B. No. 433, A bill to be entitled "An Act relating to the quarantine powers of the Texas Animal Health Commission; amending Section 5, Chapter 52, Acts of the 41st Legislature, 1st Called Session, 1929 (Article 1525b, Vernon's Texas Penal Code); and declaring an emergency."

H. C. R. No. 53, Memorializing the Congress of the United States to take appropriate action to protect "access hospitals" and to prevent their loss of Medicare certification.

H. C. R. No. 86, Congratulating Miss Judy Womack, Miss Wool and Mohair of Texas.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives  
(President in Chair.)

#### Bill and Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill and resolutions:

H. B. No. 37.

H. C. R. No. 76.

S. C. R. No. 44.

#### Reports of Standing Committees

Senator Moore submitted the following reports for the Committee on State Affairs:

C. S. S. B. No. 114 (Read first time).

S. B. No. 422.

S. B. No. 460 (Amended).

S. B. No. 414.

Senator Hall submitted the following report for the Committee on County, District and Urban Affairs:

C. S. S. B. No. 72 (Read first time).

Senator Kennard submitted the following reports for the Committee on Public Health:

H. B. No. 187.

S. B. No. 392.

S. B. No. 387 (Amended).

Senator Brooks submitted the following reports for the Committee on State Departments and Institutions:

S. B. No. 517.

C. S. S. B. No. 370 (Read first time).

#### Senate Bills on First Reading

The following bills filed with the Secretary of the Senate on Friday, March 12, 1971, were read first time and referred to the Committee indicated:

By Senator Bridges:

S. B. No. 655, A bill to be entitled "An Act relating to abolition of the Parks and Wildlife Department and the transfer of its powers, duties, and functions to two newly established agencies; and declaring an emergency."

To Committee on Parks and Wildlife.

By Senator Mauzy:

S. B. No. 690, A bill to be entitled "An Act providing that no officer or employee of the State or any of its political subdivisions may be denied the right to engage in political activities; defining terms; providing for repeal of laws in conflict; providing for nullity of all laws, ordinances, charter provisions orders, and regulations of any political subdivision of the state; providing for severability; and declaring an emergency."

To Committee on Privileges and Elections.

By Senator Christie:

S. B. No. 699, A bill to be entitled "An Act relating to the appointment of members of the governing boards of State Colleges and Universities; amending Article 2907 of the Revised Civil Statutes of Texas so as to clari-

fy the requirement that members be selected from different portions of the State; and declaring an emergency."

To Committee on State Affairs.

By Senator Kennard:

S. B. No. 714, A bill to be entitled "An Act establishing a Natural Rivers System; declaring the policy of the Legislature; designating a portion of the Guadalupe River; defining terms; authorizing the Parks and Wildlife Department to administer; reciting the powers and duties of the Department; providing the Federal Government not prevented by Act from establishing National Scenic or Wild River; granting tax relief to landowner who grants easement without consideration; repealing laws in conflict; and declaring an emergency."

To Committee on Parks and Wildlife.

By Senator Kennard:

S. B. No. 715, A bill to be entitled "An Act relating to the organization and establishment of a system of land use for the State to be administered by the Land Commissioner; establishing a Land Use Management Division within the General Land Office; conferring the power to plan and relate land use throughout the State; prescribing penalties; conferring the power to regulate the development of subdivisions; and declaring an emergency."

To Committee on State Affairs.

By Senators Brooks and Kennard:

S. B. No. 743, A bill to be entitled "An Act establishing, allocating funds for, and providing for the administration of a program to aid and enhance instruction in secular subjects in certain nonpublic schools under individual service contracts entered into between such teachers and local public school districts; defining certain terms; prescribing eligibility requirements for salaries; disqualifying certain teachers; providing sick leave; requiring certain reports by certified nonpublic schools; limiting the total number of teachers in a nonpublic school who may enter into contracts hereunder; providing for evaluation of nonpublic school programs, the certification of nonpublic schools, revocation of certification under certain conditions, and for the establishment of standards of accreditation of nonpublic schools; assign-

ing certain duties to the Central Education Agency and empowering that Agency to make such rules, regulations, inspections and investigations, and to require such reports, as it deems necessary for the proper administration of the program; assigning certain duties to public school districts in relation to the program and providing for their compensation; providing penalties and remedies for violations; excluding teachers compensated under this program from participation in the Teacher Retirement System of Texas, the Employer's Retirement System of Texas, and other benefits accruing to state employees except as specified herein; providing that the provisions of this Act shall be severable; and declaring an emergency."

To Committee on Education.

By Senator Hall:

S. B. No. 770, A bill to be entitled "An Act relating to the authority and procedure for governing and administering certain state college and university programs leading to baccalaureate and graduate degrees in nursing and continuing education programs in nursing; relating to establishing and developing certain programs leading to the associate degree in nursing and the diploma in nursing; providing an effective date and a method for implementing the provisions of this Act; repealing all laws in conflict; providing for severability; and declaring an emergency."

To Committee on State Affairs.

By Senator Hall:

S. B. No. 772, A bill to be entitled "An Act relating to residence restrictions on appointment of members of the board of regents of North Texas State University; amending Section 2, Chapter 258, Acts of the 51st Legislature, Regular Session, 1949 (Article 2651a, Vernon's Texas Civil Statutes); and declaring an emergency."

To Committee on State Affairs.

By Senator Hall:

S. B. No. 773, A bill to be entitled "An Act amending Article 614, Sections 1, 3, 4, 5, 6, 7, 10 and 11, of Vernon's Texas Penal Code, 1925; and declaring an emergency."

To Committee on State Affairs.

By Senator Hall:

S. B. No. 778, A bill to be entitled "An Act to authorize and provide for

union recognition and collective bargaining for firefighters employed by cities, towns, and other political subdivisions of the State; to provide that firefighters shall receive compensation and other conditions comparable to private sector employees; to provide for impasse procedures and voluntary mediation; to provide for voluntary arbitration as one alternative to strikes and lockouts for settlement of disputes affecting firefighters; to prohibit strikes and lockouts of firefighters; to prescribe standards to govern collective bargaining and arbitration under the Act; to require compliance with collective bargaining agreements and awards of boards of arbitration under the Act; to provide for judicial enforcement of the Act; to make related provisions designed to effectuate the purposes of the Act; to provide for a declaration of policy, liberal construction, definitions of certain terms, severability, precedence over contrary laws, and an effective date.

To Committee on County, District and Urban Affairs.

By Senator Hall:

S. B. No. 788, A bill to be entitled "An Act changing the name of the Texas Highway Patrol to Texas State Troopers; amending Section 12, Chapter 181, Acts of the 44th Legislature, Regular Session, 1935, as amended (Article 4413(12), Vernon's Texas Civil Statutes); and declaring an emergency."

To Committee on State Affairs.

By Senator Bernal:

S. B. No. 845, A bill to be entitled "An Act relating to the renewal of loan contracts and to communications between loan licensees and borrowers and to the taking of a security interest in personal property by loan licensees; amending Article 3.20, Title 79, Revised Civil Statutes of Texas, 1925, as last amended by Chapter 274, Acts 60th Legislature, Regular Session, 1967, the same being compiled as the Texas Credit Code, by adding three new Sections (7), (8), and (9); repealing conflicting laws; providing for severability; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Bernal:

S. B. No. 846, A bill to be entitled "An Act relating to the regulation of

referral sales techniques; amending Article 10.01, Chapter 10, Title 79, Revised Civil Statutes of Texas, 1925, as amended, by adding a new subsection (16); and declaring an emergency."

To Committee on Jurisprudence.

By Senator Bernal:

S. B. No. 847, A bill to be entitled "An Act amending Subsection (b), Article 10.01, Chapter 10, Title 79, Revised Civil Statutes of Texas, 1925, as amended (Article 5069-10.01, Vernon's Texas Civil Statutes), relating to the definition of deceptive trade practices in the conduct of any trade or commerce, by adding a new subparagraph (16) relating to pyramid sales plans, multi-level marketing plans, and endless chain sales plans; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Bernal:

S. B. No. 848, A bill to be entitled "An Act providing procedures for the filing of suits to restrain a person from violating Article 10.02, Chapter 10, Title 79, Revised Civil Statutes of Texas, 1925, as amended; providing civil liability for such violation; amending Article 10.04, Chapter 10, Title 79, Revised Civil Statutes of Texas, 1925, as amended, by adding a new Subsection (c); amending Article 10.08, Chapter 10, Title 79, Revised Civil Statutes of Texas, 1925, as amended, by adding a new Subsection (d); and declaring an emergency."

To Committee on Jurisprudence.

By Senator Bernal:

S. B. No. 849, A bill to be entitled "An Act providing for regulation of home solicitation sales; amending the provisions of Title 79, Revised Civil Statutes of Texas, 1925, as last amended by Chapter 274, Acts of the 60th Legislature, Regular Session, 1967, by adding thereto a new Chapter to be designated as Chapter 11; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Bernal:

S. B. No. 850, A bill to be entitled "An Act relating to class actions for acts in violation of Title 79, Revised Civil Statutes of Texas, 1925, as amended (Article 5069-1.01 et seq.,

Vernon's Texas Civil Statutes, and other fraudulent or unconscionable conduct; amending Chapter 2, Title 79, Revised Civil Statutes of Texas, 1925 (Article 5069-2.01 et seq., Vernon's Texas Civil Statutes), by adding Articles 2.07 and 2.08; providing for severability; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Bernal:

S. B. No. 851, A bill to be entitled "An Act amending Article 4.04, Title 79, Revised Civil Statutes of Texas, 1925, as amended (Article 5069-4.04, Vernon's Texas Civil Statutes), by adding Section (7), relating to certain prohibited practices in regard to installment loans; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Hall:

S. B. No. 852, A bill to be entitled "An Act relating to the negotiability of promissory notes or other evidences of indebtedness of a consumer; relating to consumer loan transactions; providing penalties; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Word:

S. B. No. 868, A bill to be entitled "An Act making supplemental appropriations to Coordinating Board, Texas College and University System for contracts with Baylor University, College of Medicine in accordance with House Bill 586, 61st Legislature, Regular Session, 1969; and declaring an emergency."

To Committee on Finance.

#### Committee Substitute

#### Senate Bill 338 on Third Reading

On motion of Senator Moore, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its third reading and final passage:

C. S. S. B. No. 338, A bill to be entitled "An Act relating to creation of the Real Estate Research Center at Texas A&M University; increasing the fees for certain real estate license renewals and providing for disposition of the fees; etc.; and declaring an emergency."

The bill was read third time.

Senator Bernal offered the following amendment to the bill:

Amend C. S. S. B. No. 338 by deleting the word "without" and substituting the word "with" under Section 1(3)b on line 35, page 1 of said bill.

The amendment was read and failed of adoption by the following vote:

#### Yeas—9

Bernal	McKool
Brooks	Patman
Harrington	Schwartz
Jordan	Wallace
Kothmann	

#### Nays—19

Aikin	Hightower
Bates	Mauzy
Beckworth	Moore
Blanchard	Ratliff
Christie	Sherman
Connally	Snelson
Grover	Watson
Hall	Wilson
Harris	Word
Herring	

#### Absent—Excused

Bridges	Kennard
Creighton	

The President then laid the bill before the Senate on its final passage.

The bill was then passed.

#### Committee Substitute

#### Senate Bill 86 on Second Reading

Senator Hall moved to suspend the regular order of business and take up C. S. S. B. No. 86 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—21

Aikin	Mauzy
Beckworth	McKool
Bernal	Patman
Brooks	Ratliff
Grover	Sherman
Hall	Snelson
Harrington	Wallace
Harris	Watson
Hightower	Wilson
Jordan	Word
Kothmann	

## Nays—6

Bates	Herring
Blanchard	Moore
Connally	Schwartz

## Paired—2

Christie	Creighton
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## Absent—Excused

Bridges	Kennard
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## PAIRED

Senator Christie (present), who would vote "Yea," with Senator Creighton (absent) who would vote "Nay."

The President laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 86, A bill to be entitled "An Act establishing standards of conduct of legislators, other elected officials, and officers of state agencies, in the area of possible conflict between their private interests and official duties; establishing penalties for malfeasance; establishing a State Ethics Commission, setting rules for its formation, procedure, nature, and scope of investigation, funding, powers, filing of complaints, hearings, records, and decisions; and providing penalties; and declaring an emergency."

The bill was read second time.

Senator Connally offered the following amendment to the bill:

Amend Section 1, line 15 by inserting after the word "agency" line 15; "or any elected public official of this State or any political subdivision thereof."

The amendment was read.

Senator Hall moved to table the amendment.

The motion to table was lost by the following vote:

## Yeas—11

Aikin	Jordan
Beckworth	McKool
Bernal	Snelson
Hall	Wilson
Harrington	Word
Hightower	

## Nays—16

Bates	Mauzy
Blanchard	Moore
Brooks	Patman
Connally	Ratliff
Grover	Schwartz
Harris	Sherman
Herring	Wallace
Kothmann	Watson

## Paired—2

Christie	Creighton
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## Absent—Excused

Bridges	Kennard
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## PAIRED

Senator Christie (present), who would vote "Yea," with Senator Creighton (absent) who would vote "Nay."

Question—Shall the amendment by Senator Connally to C. S. S. B. No. 86 be adopted?

## Recess

On motion of Senator Aikin the Senate at 12:10 o'clock p.m. took recess until 1:45 o'clock p.m. today.

## After Recess

The President called the Senate to order at 1:45 o'clock p.m. today.

## Committee Substitute Senate Bill 86 on Second Reading

The Senate resumed the consideration of the pending business, same being C. S. S. B. No. 86 on its second reading with an amendment by Senator Connally pending.

Question—Shall the amendment by Senator Connally to C. S. S. B. No. 86 be adopted?

Question on the adoption of the amendment, "Yeas" and "Nays" were demanded.

The amendment was adopted by the following vote:

## Yeas—20

Bates	Brooks
Beckworth	Christie
Bernal	Connally
Blanchard	Grover

Harris	Patman
Herring	Ratliff
Hightower	Schwartz
Kothmann	Sherman
Mauzy	Wallace
Moore	Watson

Nays—5

Aikin	Snelson
Hall	Word
McKool	

Absent

Harrington	Wilson
Jordan	

Absent—Excused

Bridges	Kennard
Creighton	

Senator Mauzy offered the following amendment to the bill:

Amend Senate Bill 86 by deleting the language of Section 2 and substituting a new Section 2 to read as follows:

"Sec. 2. DEFINITIONS. In this Act, unless the context otherwise requires:

"(1) 'State agency' means any office, department, commission, agency, or board of the State of Texas.

"(2) 'Elected official' means those officials of the government of the State of Texas who are elected in each statewide election, and members of the Texas House of Representatives and the Texas Senate.

"(3) 'Substantial interest' means:

"(A) controlling interest in any business entity;

"(B) ownership, in excess of 5 percent, of the voting or controlling interest in the business entity;

"(C) any participating interest, either directly or indirectly, by shares, stock, or otherwise, whether or not voting rights are included, in the profits, proceeds, or capital gains of the business entity, in excess of 5 percent of same; or

"(D) the holding of a position of member of the board of directors or other governing board or an elected officer or an employee of a business entity.

"(4) 'Housing Entity' includes any person, corporation, firm, holding company, partnership, joint stock company, receivership, trusteeship, or any other entity recognized in law

through which business for profit may be conducted.

"(b) 'Substantial conflict' means that a person subject to this Act has an interest which is in conflict with the proper discharge of his duties in the public interest and of his responsibilities to the public interest."

The amendment was read.

Senator Hall offered the following substitute for the amendment by Senator Mauzy:

Amend Committee Substitute for Senate Bill No. 86, First Printing, by substituting the following:

"Sec. 2. DEFINITIONS. In this Act, unless the context otherwise requires:

"(1) 'State Agency' means any office, department, commission, agency, or board of the State of Texas.

"(2) 'Elected Officials' means:

"(A) those officials of the government of the State of Texas who are elected in each statewide election except officials of the judicial branch of government;

"(B) elected officials of the judicial branch of government;

"(C) members of the Texas House of Representatives and Texas Senate; and

"(D) all other elected officials of the State of Texas or any political subdivision thereof.

"(3) 'Substantial interest' means:

"(A) controlling interest in any business entity;

"(B) ownership in excess of 5 percent, of the voting or controlling interest in the business entity;

"(C) any participating interest, either directly or indirectly, by shares, stock, or otherwise, whether or not voting rights are included, in the profits, proceeds, or capital gains of the business entity, in excess of 5 percent of same; or

"(D) the holding of a position of member of the board of directors or other governing board or an elected officer or an employee of a business entity.

"(4) 'Business entity' means any person, corporation, firm, holding company, partnership, joint stock company, receivership, trusteeship, or any other entity recognized in law through which business for profit may be conducted.

"(5) 'Substantial conflict' means that a person subject to this Act has an interest which is in conflict with the proper discharge of his duties in the public interest and of his responsibilities to the public interest."

The substitute for the amendment was read and was adopted.

The amendment as substituted was then adopted.

Senator Mauzy offered the following amendment to the bill:

Amend Senate Bill 86 by deleting the language of subsection (a) of Section 3 and substituting a new subsection (a) of Section 3 to read as follows:

"(a) No legislator, elected official, or officer of a state agency shall accept any gift, favor, or service that might reasonably tend to influence him in the discharge of his official duties; any gift which is accepted and which has a reasonable cash market value in excess of \$25 must be reported quarterly to the Secretary of State on a form provided, disclosing the gift and source of gift. The reports shall be available for public examination and inspection."

The amendment was read and failed of adoption by the following vote:

#### Yeas—12

Beckworth	McKool
Bernal	Patman
Grover	Schwartz
Herring	Sherman
Kothmann	Wallace
Mauzy	Watson

#### Nays—13

Aikin	Hightower
Bates	Jordan
Blanchard	Moore
Brooks	Ratliff
Connally	Snelson
Hall	Word
Harris	

#### Paired—2

Christie	Creighton
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#### Absent

Harrington	Wilson
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#### Absent—Excused

Bridges	Kennard
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#### PAIRED

Senator Christie (present), who would vote "Yea," with Senator Creighton (absent), who would vote "Nay."

Senator Mauzy offered the following amendment to the bill:

Amend Senate Bill 86 by deleting the language of subsection (b) of Section 3 and substituting a new subsection (b) of Section 3 to read as follows:

"(b) If a legislator, elected official, or officer of a state agency is an officer, agent, director, or member of, or owns substantial interest in any business entity which is under the jurisdiction of or does business with any state regulatory agency, he shall file a sworn statement with the Secretary of State fully disclosing such interest."

The amendment was read and was adopted.

Senator Blanchard offered the following amendment to the bill:

Amend Sec. 3, Subsection (j), by adding after the comma following word "spouse" the following:

"unless the Internal Revenue service shall grant an extension of time within which to file his federal income tax return, and in which event he shall have an extension to the date of such extension within which to file the reports required hereinabove,"

Amend Sec. 3 j on page 3 at line 39 so that such section reads as follows, to-wit:

"The term 'sources of income' includes any business entity or individual from which a salary was received. Fees of a law partnership may be listed as a lump sum without listing each separate fee so long as the total aggregate sum is listed under heading of legal fees."

The amendment was read.

On motion of Senator Blanchard and by unanimous consent, the amendment was withdrawn.

Senator Blanchard offered the following amendment to the bill:

Amend Subsection (h) of Sec. 3 to read as follows:

"(h) No legislator, elected official, or officer of a state agency shall use his office to influence governmental action in any matter affecting any client or organization from which he receives or has received a fee or any other financial remuneration, and no member of the legislature shall represent a client or clients for compensation before any state agency. Nothing in this Act shall preclude a legislator from acting in behalf of a constituent to determine the status of a matter before a state agency without accepting compensation therefor."

The amendment was read.

Senator Mauzy offered the following substitute for the pending amendment to the bill:

Amend Senate Bill 86 by deleting the language of subsection (h) of Section 3 and substituting a new subsection (h) of Section 3 to read as follows:

"(h) No legislator, elected official, or officer of a state agency shall use his office to influence governmental action in any matter affecting any organization from which he or his firm receives or has received a fee or any other financial remuneration, and no member of the legislature shall represent a client or clients for compensation, nor be a member of a firm which represents a client or clients for compensation, before any state agency, unless such representation is in an action which is appealable in a trial de novo before any court in this state with appropriate jurisdiction. Nothing in this Act shall preclude a legislator from acting in behalf of a constituent to determine the status of a matter before a state agency without accepting compensation therefor."

The substitute for the pending amendment was read and failed of adoption by the following vote:

Yeas—4

Beckworth	Mauzy
Brooks	McKool

Nays—24

Aikin	Jordan
Bates	Kothmann
Bernal	Moore
Blanchard	Patman
Christie	Ratliff
Connally	Schwartz
Grover	Sherman
Hall	Snelson
Harrington	Wallace
Harris	Watson
Herring	Wilson
Hightower	Word

Absent—Excused

Bridges	Kennard
Creighton	

Senator Patman offered the following substitute for the pending amendment to the bill:

Amend pending Blanchard amendment to Committee Substitute for Senate Bill No. 86, First Printing, by deleting Subsection (h) of Section (3) and inserting the following:

"No legislator, elected official, or officer of a state agency shall use his office to influence governmental action in any matter affecting any person or organization from which he or his firm receives or has received a fee or any other financial remuneration, and no member of the legislature shall represent a client or clients for compensation, nor be a member of a firm which represents any client or clients for compensation, before any state agency. Nothing in this Act shall preclude a legislator from acting in behalf of a constituent to determine the status of a matter before a state agency without accepting compensation therefor."

The substitute for the pending amendment was read.

Question on the adoption of the substitute for the pending amendment, "Yeas" and "Nays" were demanded.

The substitute for the pending amendment by Senator Blanchard failed of adoption by the following vote:

Yeas—11

Aikin	Harrington
Beckworth	Hightower
Hall	Mauzy

McKool  
Patman  
Snelson

Watson  
Word

#### Nays—17

Bates	Jordan
Bernal	Kothmann
Blanchard	Moore
Brooks	Ratliff
Christie	Schwartz
Connally	Sherman
Grover	Wallace
Harris	Wilson
Herring	

#### Absent—Excused

Bridges	Kennard
Creighton	

Question recurring on the adoption of the amendment by Senator Blanchard, "Yeas" and "Nays" were demanded.

The amendment was adopted by the following vote:

#### Yeas—17

Bates	Jordan
Bernal	Kothmann
Blanchard	Moore
Brooks	Ratliff
Christie	Schwartz
Connally	Sherman
Grover	Wallace
Harris	Wilson
Herring	

#### Nays—11

Aikin	McKool
Beckworth	Patman
Hall	Snelson
Harrington	Watson
Hightower	Word
Mauzy	

#### Absent—Excused

Bridges	Kennard
Creighton	

Senator Hall moved that C. S. S. B. No. 86 be Laid on the Table Subject to Call.

Question—Shall C. S. S. B. No. 86 be Laid on the Table Subject to Call?

#### Bill Signed

The President signed in the presence of the Senate after the caption

had been read, the following enrolled bill:

S. B. No. 433.

#### Report of Standing Committee

By unanimous consent, Senator Hall submitted the following report for the Committee on County, District and Urban Affairs:

C. S. S. B. No. 288 (Read first time) (Floor Report).

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
March 16, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 88, Congratulating the Cypress-Fairbanks basketball team.

H. C. R. No. 89, Commending Master Sergeant Finnis D. McCleery.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Memorial Resolutions

S. R. No. 707—By Senator Wilson: Memorial resolution for Lance Corporal Otis Ed Stringer.

S. R. No. 708—By Senator Wilson: Memorial resolution for Lance Rosier.

S. R. No. 709—By Senator Wilson: Memorial resolution for Mrs. Gertie Mae Lawrence.

S. R. No. 710—By Senator Wilson: Memorial resolution for Leonard David Griffin.

S. R. No. 711—By Senator Wilson: Memorial resolution for M. S. Wright.

S. R. No. 713—By Senator Wilson: Memorial resolution for Barney Flowers Wiggins.

S. R. No. 719—By Senator Schwartz: Memorial resolution for Donald James MacKay.

S. R. No. 720—By Senator Schwartz: Memorial resolution for Mrs. Stoja K. Kesel.

### Welcome and Congratulatory Resolutions

S. R. No. 704—By Senator McKool: Extending congratulations to Deborah Morris.

S. R. No. 705—By Senator Wilson: Extending commendation to Army Specialist Four Freddie E. Grimes, Jr.

S. R. No. 706—By Senator Wilson: Extending commendation to Army Sergeant Scott R. Calloway.

S. R. No. 712—By Senator Wilson: Extending congratulations to Leon Presley.

S. R. No. 714—By Senator Wilson: Extending congratulations to Oliver B. McReynolds.

S. R. No. 715—By Senator Wilson: Extending commendation to Doak Crawford.

S. R. No. 716—By Senator Herring: Extending welcome to teachers and students, Texas School for the Blind.

S. R. No. 717—By Senator Word: Extending welcome to teachers and students, Civics Class, Mason Independent School, Mason.

S. R. No. 721—By Senator McKool: Extending congratulations to Science Fair winners, Richardson North Junior High School.

S. R. No. 722—By Senator McKool: Extending congratulations to Mark Johnston.

S. R. No. 723—By Senator McKool: Extending congratulations to Michelle Pearson.

S. R. No. 724—By Senator Herring: Extending welcome to teacher and students of Kyle, Buda and Wimberly.

S. R. No. 725—By Senator Schwartz: Extending welcome to David Berg.

S. R. No. 726—By Senator Watson: Extending welcome to Tommy Turner.

S. R. No. 727—By Senator Watson: Extending welcome to Sam Oliver.

S. R. No. 728—By Senator Watson: Extending welcome to Bob Shechy.

### Adjournment

On motion of Senator Aikin the Senate at 4:12 o'clock p.m. adjourned until 10:00 o'clock a.m. tomorrow.

### APPENDIX

Sent to Governor

March 16, 1971

S. C. R. No. 44

In Memory of  
**Mrs. Ethel Ruth Watson**

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Senator Aikin offered the following resolution:

(Senate Concurrent Resolution 58)

Whereas, On July 16, 1970, the State of Texas lost one of its most highly esteemed citizens with the untimely death of Mrs. Ethel Ruth Watson of Mart, mother of State Senator Murray Watson, Jr.; and

Whereas, Mrs. Watson was born in Mart on January 3, 1905, and attended Mart High School and Mary Hardin-Baylor College in Belton; she was the daughter of the late Mr. and Mrs. Newton Theodore Bryson of Mart, and she had four brothers D. O. Bryson of Mart, N. A. Bryson, now deceased, J. T. Bryson of Austin, and William Bryson of Houston; and

Whereas, On July 26, 1928, she was married to Murray Watson, Sr., of Mart, and the couple had two children, our friend and fellow Member, Senator Murray Watson, Jr., of Mart and Waco, and a daughter, Mrs. W. P. (Carol Ann) Barclay of Quantico, Virginia; and

Whereas, Her interests were broad: she was a strong believer in community activities and was a firm supporter of the Mart Independent School system; she also took an active part in church activities, being a member of the First United Methodist Church of Mart and serving for many years as a Sunday School teacher; she had also served as president of the church's WSCS; and

Whereas, She gave her leadership to and participated in a number of other clubs and service organizations, including the Order of the Eastern Star, which she had served as Worthy Matron; she had been president of the Garden Club of Mart and had also held the presidency of the Mart Study Club; she had acted as chairman for Mart's annual Cancer Drive and the city's Heart Fund campaign; she also participated in activities of the Bluebirds and Campfire Girls organizations; and

Whereas, The Legislature of the State of Texas wishes to pay tribute to this outstanding woman and to extend profound sympathy to the members of her family and, particularly, to her son and our colleague, Senator Murray Watson, Jr.; now, therefore, be it

Resolved by the Senate of the 62nd Legislature, the House of Representatives concurring, That this Resolution stand in recognition of the Christian life and dedicated service of Mrs. Ethel Ruth Watson, and that official copies be prepared for the members of her family: for her husband, Murray Watson, Sr., of Mart; her son, Senator Murray Watson, Jr., and his wife, Mrs. Greta Watson; her daughter, Mrs. Carol Ann Barclay and her husband, Major W. P. Barclay of Quantico, Virginia; her brothers, Bill Bryson of Houston, D. O. Bryson of Mart, and J. T. Bryson of Austin; her three grandchildren, Milicent "Missy" Watson of Mart, and Walter Philip Barclay, Jr., and Elizabeth Barclay of Quantico, Virginia; a mother-in-law, Mrs. Ruff Watson of Mart; a sister-in-law, Mrs. N. A. Bryson of Houston; and a brother-in-law, Mr. Orlette Watson of Clifton; and, be it further

Resolved, That a page in the Senate Journal be set aside for the recording of this Resolution, and that when the two Houses of the Legislature adjourn this day they do so in respect to the memory of Mrs. Ethel Ruth Watson.

AIKIN  
WORD  
HALL  
HIGHTOWER

Signed—Lieutenant Governor Ben Barnes; Bates, Beckworth, Bernal, Blanchard, Bridges, Brooks, Christie, Connally, Creighton, Grover, Harrington, Harris, Herring, Jordan, Kennard, Kothmann, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Sherman, Snelson, Wallace, Watson, and Wilson.

The resolution was read.

On motion of Senator Moore and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Aikin the resolution was adopted by a rising vote of the Senate.

In Memory of  
**Whitney M. Young, Jr.**

---

Senator Jordan offered the following resolution:

(Senate Resolution 718)

Whereas, On March 11, 1971, our Nation lost a compassionate and talented leader with the death of Whitney M. Young, Jr., Executive Director of the National Urban League; and

Whereas, Whitney Young dedicated his life to the struggle for better housing, education, employment, and health for all citizens; and

Whereas, During his ten years as Executive Director, the National Urban League expanded its outreach from 63 cities to 98, its professional staff from 300 to over 1,000, and its budget by tenfold; and

Whereas, Mr. Young's unselfish and tireless contribution of his time and energy carried him to all parts of the world to tell of the efforts and goals of his people; and

Whereas, His books and articles brought knowledge, hope, and understanding to millions through such penetrating comments as:

"The past of the Negro exists in the present. The effects of our 300 years of oppression cannot be obliterated by doing business as usual.

"Our country is in dire jeopardy as long as it has within its body politic a socially and economically deprived group of citizens.

"A deliberate and massive effort is necessary to include the Negro citizen in the mainstream of American life.

"The Negro is in revolt today, not to change the fabric of our society nor to seek a special place in it, but to enter into partnership in that society"; and

Whereas, Whitney Young achieved a major role for himself and his agency in the civil rights movement, despite the fact that he never appeared on a picket line, was never arrested, and never served a jail sentence, because he saw, with vision, the potentials of human existence as well as the problems; and

Whereas, The work of Whitney Young so exemplified the ideals of American society and so endeared him to those he touched that he was the recipient of many honors and awards, including our nation's highest civilian award, the Medal of Freedom; and

Whereas, The life of Whitney Young, his deeds and achievements, will be reflected in our history and are deserving of our tribute; now, therefore, be it

Resolved, That the Senate of the 62nd Legislature of the State of Texas, express its appreciation and tribute for the life of this fine man and deepest sympathy to the members of his family in our shared loss; and, be it further

Resolved, That copies of this Resolution be prepared for the family; that a page in the Senate Journal be set aside for the recording of this Resolution; and that when the Senate adjourns today it do so in honor of Whitney M. Young, Jr.

JORDAN

Signed—Lieutenant Governor Ben Barnes; Aikin, Bates, Beckworth, Bernal, Blanchard, Bridges, Brooks, Christie, Connally, Creighton, Grover, Hall, Harrington, Harris, Herring, Hightower, Kennard, Kothmann, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Sherman, Snelson, Wallace, Watson, Wilson, and Word.

The resolution was read.

On motion of Senator Moore and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Jordan the resolution was adopted by a rising vote of the Senate.